



PATENT APPLICATION
Application No. 10/657,759

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---------------------------|-----------------------------|------------|
| In Re the Application of: | David Lewis, et al. |) |
| | |) |
| Serial No.: | 10/657,759 |) Art Unit |
| | |) |
| Filed: | September 8, 2003 |) |
| | |) |
| Attorney Docket No.: | 48924-01030 |) |
| | |) |
| For: | MEDICINAL AEROSOL SOLUTION |) |
| | FORMULATION PRODUCTS WITH |) |
| | IMPROVED CHEMICAL STABILITY |) |
| | |) |
| Confirmation No. | |) |
| | |) |
| Examiner: | Not Yet Assigned |) |
| | |) |

CERTIFICATE OF EXPRESS MAIL

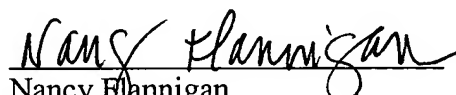
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that the below listed documents are being deposited with the United States Postal Service, Express Mail EV 300736765 US under 37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450.

1. Information Disclosure Statement
2. Form PTO/SB/08A
3. Copies of the following Foreign patents: WO 00/30608 A1; WO 00/78286 A1; WO 99/55600
4. Return Receipt Postcard

Dated this 4th day of December, 2003.


Nancy Flannigan
Holme Roberts & Owen LLP
299 South Main Street, Suite 1800
Salt Lake City, Utah 84111
(801) 521-5800



12/05/03

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| | |) |

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO/SB/08A be considered by the Examiner and made of record. Copies of references cited in the parent case are not enclosed, nor are any newly cited U.S. Patents or publications; however, copies of Foreign Patents cited in the parent case are enclosed. In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in

37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

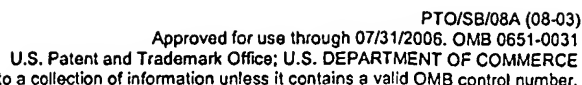
To the extent any additional fees are due in connection with this communication, Applicants request that they be withdrawn from deposit account no. 082665.

Dated this 4th of December, 2003

Respectfully submitted,



David O. Seeley, Reg. No. 30,148
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Complete if Known

| | |
|------------------------|-------------------|
| Application Number | 10/657,759 |
| Filing Date | September 8, 2003 |
| First Named Inventor | David Lewis |
| Art Unit | |
| Examiner Name | Not yet assigned |
| Attorney Docket Number | 48924-01030 |

(Use as many sheets as necessary)

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| Sheet | 1 | of | 1 |
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| FOREIGN PATENT DOCUMENTS | | | | | |
|--------------------------|-----------------------|--------------------------------------------------------------------|--------------------------------|-------------------------------------------------|---------------------------------------------------------------------------|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear |
| | | Country Code ³ Number* Kind Code ⁵ (# known) | | | |
| | 5 | WO 00/30608 A1 | 06/02/2000 | David Lewis | |
| | 6 | WO 00/78286 A1 | 12/28/2000 | Zheng Wu | |
| | 7 | WO 99/55600 | 11/04/1999 | Todd Alband | |
| | | | | | |
| | | | | | |
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**Date
Considered**

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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